

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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DR. MORGAN REYNOLDS on behalf of the  
UNITED STATES OF AMERICA,

Plaintiff / Realtor,

vs.

SCIENCE APPLICATIONS INTERNATIONAL  
CORP.; APPLIED RESEARCH ASSOCIATES, INC.;  
BOEING; NuSTATS; COMPUTER  
AIDED ENGINEERING ASSOCIATES, INC.;  
DATASOURCE, INC.; GEOSTAATS, INC.;  
GILSANZ MURRAY STEFICEK LLP;  
HUGHES ASSOCIATES, INC.; AJMAL  
ABBASI, EDUARDO KAUSEL;  
DAVID PARKS; DAVID SHARP; DANIELE  
VENEZANO; JOSEF VAN DYCK, KASPAR  
WILLIAM; ROLF JENSEN & ASSOCIATES,  
INC.; ROSENWASSER/GROSSMAN CONSULTING  
ENGINEERS, P.C.; SIMPSON GUMPERTZ &  
HEGER, INC.; S.K. GHOSH ASSOCIATES,  
INC.; SKIDMORE, OWINGS & MERRILL,  
LLP; TENG & ASSOCIATES, INC.;  
UNDERWRITERS LABORATORIES, INC.;  
WISS, JANNEY, ELSTNER ASSOCIATES,  
INC.; AMERICAN AIRLINES; SILVERSTEIN  
PROPERTIES; and UNITED AIRLINES,

Defendants.  
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X

Civil Action  
No. 07 CV 4612

**ECF CASE**

**REQUEST FOR JUDICIAL  
NOTICE PURSUANT TO  
FED. R. EVID. 201**

X

Defendant Skidmore, Owings & Merrill, LLP ("SOM") respectfully requests that pursuant to FED. R. EVID. 201, this Court take judicial notice of the following fact that is not subject to reasonable dispute in any jurisdiction:

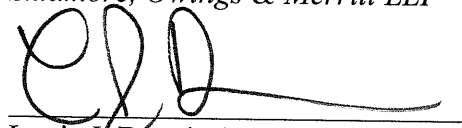
**On September 11, 2001, terrorists hijacked commercial airplanes and flew them into the north and south towers of the World Trade Center, destroying both buildings.**

This fact is also capable of accurate and ready determination pursuant to the findings of both the Supreme Court of the United States in *Hamdan v. Rumsfeld*,<sup>1</sup> 126 S. Ct. 2749, 2760, 165 L. Ed. 2d 723, 739 (2006) and the United States Court of Appeals for the Second Circuit in *SR Int'l Bus. Ins. Co. v. World Trade Ctr. Props., LLC*,<sup>2</sup> 467 F.3d 107, 116 (2d Cir. 2006).

Dated: New York, New York  
February 4, 2008

Respectfully submitted,

ZETLIN & DE CHIARA, LLP  
*Attorneys for Defendant*  
*Skidmore, Owings & Merrill LLP*



Louis J. Dennis (LD 5727)  
801 Second Avenue  
New York, New York 10017  
(212) 682-6800  
ldennis@zdlaw.com

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<sup>1</sup> The Supreme Court found that:

On September 11, 2001, agents of the al Qaeda terrorist organization hijacked commercial airplanes and attacked the World Trade Center in New York City and the national headquarters of the Department of Defense in Arlington, Virginia. Americans will never forget the devastation wrought by these acts. Nearly 3,000 civilians were killed.

126 S. Ct. at 2760, 165 L. Ed. 2d at 739.

<sup>2</sup> The Court of Appeals for the Second Circuit found that:

On the morning of September 11, 2001, terrorists flew two fuel-laden jetliners into the north and south towers of the WTC, destroying both buildings and cutting short the lives of thousands of people.

467 F.3d at 116.

Index No.

07 Civ. 4612

Year

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-against-

SCIENCE APPLICATIONS INTERNATIONALS CORP.; ET. AL.  
Defendants.

**REQUEST FOR JUDICIAL NOTICE PURSUANT TO FED. R. EVID. 201**

**ZETLIN & DE CHIARA LLP**

Attorney(s) for Skidmore, Owings & Merrill, LLP

Office and Post Office Address

**801 SECOND AVENUE  
NEW YORK, N.Y. 10017  
(212) 682-6800**

*Pursuant to 22 NYCRR 130-1.1, the undersigned, an attorney admitted to practice in the courts of New York State, certifies that upon information and belief and reasonable inquiry, the contentions contained in the annexed documents are not frivolous.*

Dated: \_\_\_\_\_

Signature \_\_\_\_\_

Print Signer's Name \_\_\_\_\_

Service of a copy of the within

is hereby admitted.

Dated,

Attorney(s) for

.....

**Sir: Please take notice**

☐ **NOTICE OF ENTRY**

that the within is a (certified) true copy of a  
duly entered in the office of the clerk of the within named court on

☐ **NOTICE OF ENTRY**

that an order  
settlement to the HON.  
judges

of which the within is a true copy will be presented for  
one of the

of the within named Court, at  
on the \_\_\_\_\_ day of \_\_\_\_\_  
Dated,

at \_\_\_\_\_ M.

**ZETLIN & DE CHIARA LLP**

Attorney(s) for

Office and Post Office Address

**801 SECOND AVENUE  
NEW YORK, N.Y. 10017**